

Message Text

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20

ACTION EB-07

INFO OCT-01 ARA-06 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

DOTe-00 INR-07 NSAE-00 FAA-00 L-03 SS-15 NSC-05 H-02

/048 W

----- 113452

R 231245Z OCT 75

FM AMEMBASSY BRASILIA

TO SECSTATE WASHDC 2101

INFO AMCONSUL RIO DE JANEIRO

AMCONSUL SAO PAULO

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PASS TO AMBASSADOR CRIMMINS

E.O. 11652: N/A

TAGS: EAIR; BR

SUBJECT: CIVAIR - GOB REQUESTS FOR NEGOTIATION OF AIR-
WORTHINESS AGREEMENT

REF: (A) FAA TEL 3019202 (B) BRASILIA 7723

1. REFTEL (A) REFERS TO CABLE FROM SHERRIL, FAA-ATLANTA TO MAJOR MIGUEL NAKED OF CENTRO TECHNIMO AERSPACIAL (CTA). CABLE STATES THAT TARGET DATE OF OCT 20 FOR FAA STUDY TEAM REVIEWED AT FAA HEADQUARTERS AND DISCUSSED WITH BRAZILIAN EMBASSY BY MR SHAFFER, AIA-100. CABLE STATES FURTHER THAT AFTER REVIEW OF STATUS OF PROPOSED AIRWORTHINESS AGREEMENT FAA BELIEVES IT WOULD BE PREMATURE AND NOT IN BEST INTERESTS OF EITHER PARTY TO DISPATCH FAA TEAM BEFORE ALL PREPARATORY ACTIONS BY CTA, INCLUDING STATUTORY REQUIREMENTS ON PART OF GOVERNMENT OF BRAZIL, ARE COMPLETED.

2. CTA OFFICIALS DO NOT ACCEPT FAA ASSERTION THAT OCT 20 DATE ESTABLISHED FOR FAA FINAL INSPECTION WOULD HAVE BEEN PREMATURE. AS INDICATED REFTEL (B) CTA BELIEVES IT HAS
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COMPLIED WITH 1974 FAA PRELIMINARY INSPECTION TEAM RECOMMEN-

DATIONS. CTA NOTES THAT ALL "REQUIRED" AND MOST "SUGGESTED" ACTIONS HAVE BEEN COMPLIED WITH TO BRING BRAZILIAN AIRWORTHINESS STANDARDS INTO LINE WITH US PRACTICES. ONLY FORMALITY OF BRAZILIAN CONGRESSIONAL APPROVAL REMAINS TO HAVE ALL 1974 FAA INSPECTION TEAM REQUIRED LEGISLATIVE CHANGES ENACTED INTO LAW. CTA NOTED FURTHER THAT THE DEVELOPMENT OF STATUTORY REQUIREMENTS FOR PRESIDENTIAL SIGNATURE IS IN COMPLIANCE WITH THE RELATED ITEM IN 1974 FAA REPORT. IT BELIEVES THAT ALL FAA REQUIREMENTS HAVE BEEN MET AND REQUESTS RECONSIDERATION FOR EVALUATION OF FAA TEAM AS SOON AS POSSIBLE.

3. DISAPPOINTMENT OVER FAA POSTPONEMENT OF FINAL INSPECTION DATE IS CAUSING SOME BRAZILIAN AVIATION OFFICIALS TO SEARCH FOR ULTERIOR MOTIVE ON PART OF USG. COL OSIRIS, PRESIDENT OF EMBRAER, GOVERNMENT OWNED AIRCRAFT MANUFACTURER, IN RECENT CONVERSATION WITH CONGEN SAO PAULO OFFICER, ALLEGED THAT STATE DEPARTMENT AND FAA WERE DELAYING AIRWORTHINESS BILATERAL BECAUSE OF BRAZILIAN GOVERNMENT'S DELAY IN APPROVING CESSNA APPLICATION FOR JOINT VENTURE WITH CAVU S.A. TO ASSEMBLE PLANES IN STATE OF RIO GRANDE DO SUL. IN RESPONSE, CONGEN OFFICER POINTED OUT THAT THERE IS NO CONNECTION BETWEEN CESSNA/CAVU SITUATION AND US/BRAZIL AIRWORTHINESS BILATERAL.

4. COMMENT: WE WOULD APPRECIATE FULLER EXPLANATION OF PRESENT FAA POSITION TO PRESENT TO BRAZILIAN AVIATION OFFICIALS.

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